

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

JUANA HERNANDEZ, AS )  
ADMINISTRATRIX OF THE )  
ESTATE OF DANNY NICACIO )  
and ARMANDO MAISONET, )  
                          )  
Plaintiffs, )  
                          )  
v. )  
                          )  
SCOTTSDALE INSURANCE )  
COMPANY and UTICA )  
MUTUAL INSURANCE )  
COMPANY, )  
                          )  
Defendants. )  
                          )

**LOCAL RULE 7.1 (A) (2) CERTIFICATION**

I, Caryn L. Daum, counsel for the Defendant, Scottsdale Insurance Company, hereby certify I, on behalf of Scottsdale Insurance Company and the co-defendants, Utica Mutual Insurance Company, conferred with counsel for the plaintiff, Hector Pineiro, on February 23, 2006 about obtaining assent to file the within motion. Attorney Pineiro informed me he would assent to the filing of the within motion.

Respectfully submitted,

Scottsdale Insurance Company,  
By Its Attorneys,

/s/ Caryn L. Daum  
John W. Steinmetz (BBO #568108)  
Caryn L. Daum (BBO #647001)  
Robinson & Cole LLP  
One Boston Place  
Boston, MA 02108  
(617) 557-5900

Dated: March 6, 2006

**CERTIFICATE OF SERVICE**

I, Caryn L. Daum, hereby certify that a true and accurate copy of the foregoing document was served by first-class mail, postage prepaid, on this 6<sup>th</sup> day of March, 2006, upon:

Héctor E. Piñeiro, Esq.  
Robert Beadel, Esq.  
Law Office of Héctor E. Piñeiro  
807 Main Street  
Worcester, MA 01610

/s/ Caryn L. Daum

Caryn L. Daum